



1709/Bpw
Docket No.: K21315USWO (C038435/0183897)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:)

Katja BERG-SCHULTZ and Ulrich HUBER)

Examiner: T. L. Matochik

Serial No.: 10/521,629)

Art Unit: 1709

Filed: September 30, 2005)

For: **SUNSCREENS**)

New York, New York

June 27, 2007

RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Amendment
Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is in response to the Office Action mailed May 29, 2007, which set a one-month shortened statutory period for response. Accordingly, this response is filed timely upon mailing, with an executed certificate of mailing, on or before June 29, 2007. Deposit Account No. 02-4467 (37 CFR § 1.17). A duplicate copy of this sheet is enclosed.

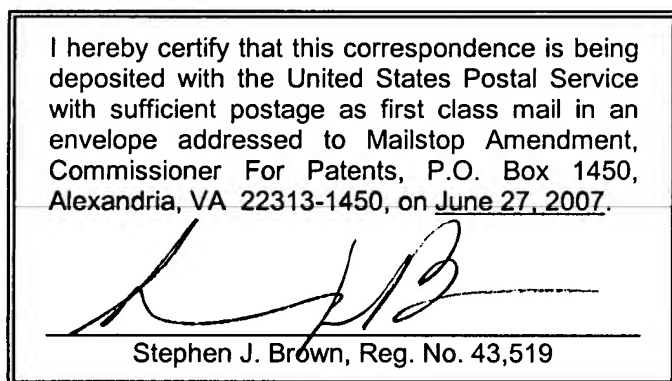
On page 2 of the Office Action, the Examiner issued a three-way restriction requirement pursuant to 35 USC §§ 121 and 372. (Paper No. 20070510 at 2.) The restriction divided the claims into the following allegedly distinct inventions: Group I drawn to a "polysiloxane comprising trimethylsiloxane end groups, a plurality of UV absorbing moieties (2-200), a plurality of lipophilic moieties (2-200) and optionally, a plurality of ionogenic/hydrogen bonding (1-100) and methylhydrosiloxane (1-20)

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moieties per molecule" containing claims 1-6; Group II drawn to "methods of protecting UV radiation sensitive materials or products and human skin or hair using the polysiloxane from Group I" containing claims 7, 8, and 13; and Group III drawn to "pharmaceutically and/or cosmetically acceptable excipient compositions containing the polysiloxane from Group I" containing claims 9-11 and 14. (*Id.*)

In accordance with restriction practice, the subject matter of **claims 1-6 (Group I)** is hereby elected for prosecution with traverse.

If the Examiner has any questions regarding this paper, please contact the undersigned attorney.



Respectfully submitted,

By: *[Signature]*
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